

**From:** K Morse [kimberly.morse@outlook.com]  
**Sent:** 2/21/2019 3:41:33 AM  
**To:** Chergo, Jennifer [Chergo.Jennifer@epa.gov]; Aviles, Jesse [Aviles.Jesse@epa.gov]; denverbridget@gmail.com  
**CC:**

## Ex. 6 Personal Privacy (PP)

**Subject:** Re: Epa Delist folder

Jennifer,

Regarding your comments:

1. **Site documents:** All of the supporting documents for the proposed deletion are available on our website (address above) and at the official Regulations.gov website. As of last Friday, these documents are also available at the local information repository, the Valdez-Perry Library in Denver. The library also has a copy of the CAG Binder that we kept up for the CAG meetings during 2017 and 2018, as well as OU2 documents and the Administrative Record for the OU2 Removal action. I am also placing a disk with the Administrative Record for VB/I-70 in that repository today. The CAG members have had access to many of these documents directly through a One Drive site that Jesse shared with them. Regarding a specific document, the Feasibility Study, it is the case that the Feasibility Study Executive Summary is what is included in the supporting documents for the deletion. The full Feasibility Study is part of the Administrative Record for OU1, which will be available at the library today. The full Feasibility Study is also available on the One Drive site that Jesse shared quite some time ago with individual CAG members. For those of you who have asked, I will try to directly email you a copy of the full Feasibility Study, but it is large, so it's possible you won't be able to receive it that way.

I'd like to point you to the following 2 EPA documents that suggest the local repository to should maintained a bit differently than you describe:

- 1) <https://semspub.epa.gov/work/HQ/174646.pdf>
- 2) <https://nepis.epa.gov/Exe/ZyNET.exe/2000D926.txt?ZyActionD=ZyDocument&Client=EPA&Index=1991%20Thru%201994&Docs=&Query=&Time=&EndTime=&SearchMethod=1&TocRestrict=n&Toc=&TocEntry=&QField=&QFieldYear=&QFieldMonth=&QFieldDay=&UseQField=&IntQFieldOp=0&ExtQFieldOp=0&XmlQuery=&File=D%3A%5CZYFILES%5CINDEX%20DATA%5C91THRU94%5CTXT%5C00000004%5C2000D926.txt&User=ANONYMOUS&Password=anonymous&SortMethod=h%7C-&MaximumDocuments=1&FuzzyDegree=0&ImageQuality=r85g16/r85g16/x150y150g16/i500&Display=hpfr&DefSeekPage=x&SearchBack=ZyActionL&Back=ZyActionS&BackDesc=Results%20page&MaximumPages=1&ZyEntry=1>

First, there are community members who do not have internet access at home nor may they have knowledge to visit the EPA website to access the superfund documents. These are likely amongst the reasons that the local repository protocol was developed in the first place.

Second, as Bridget, Joan and others have repeatedly stated over the course of the past year, they and other members of the public have not had access the Jesse's One Drive.

Per "The NCP at 40 CFR § 300.415(n)(3)(iii) and 40 CFR § 300.430(c)(2)(iii) requires the lead agency to "[e]stablish at least one local information repository at or near the location of the response action."

Elyria Swansea and Globeville are not solely impacted by OU2, they are well within the boundaries and impacted by the perimeters specified for OU1. Therefore, the repository at the Valdez-Perry Library should include documentation pertaining to **all** aspects of the VB/I-70 Superfund Site including OU1 and OU2. According to the above mentioned EPA documents the repository is to include documents such as information about the Superfund program and the clean-up process, copies of CERLCA and RCRA, NCP, press releases, community relations plan, standard administrative records documents, administrative order on consent, engineering evaluation and cost analysis, action memos, risk assessment, health assessment, remedial investigation/feasibility study, site sampling and more. Based on findings from Joan, Bridget and other community members it appears that the local repository has fallen far short of EPA standards. I'll repeat from my last email, your lack of attention to this repository and failure to uphold EPA standards is a disservice to neighborhood residents who have a right to know about the site history and risks of proximity to the site.

Please provide us with the list of dates and documents as Bridget requested in her email below before the end of this week. Thank you.

Regards,

Kim Morse

---

**From:** "Chergo, Jennifer" <Chergo.Jennifer@epa.gov>

**Date:** Tuesday, February 19, 2019 at 1:31 PM

**To:** "Aviles, Jesse" <Aviles.Jesse@epa.gov>, Bridget Walsh <denverbridget@gmail.com>

## Ex. 6 Personal Privacy (PP)

**Subject:** RE: Epa Delist folder

Hi everyone. It appears that all of the CAG, plus others, are on this email, so I'll just reply all with this information.

1. **OU1 Deletion:** You all are no doubt aware by now that EPA has proposed VB/I-70 OU1 has proposed OU1 for deletion from the National Priorities List (list of Superfund Sites) because all cleanup actions required in the Record of Decision to protect human health and the environment with regard to lead and arsenic in residential soils have been completed. The public comment period on this proposed deletion is February 6 – March 8,

2019. EPA is extending this comment period another 30 days through April 8, 2019. The easiest way to view the deletion notice and supporting documents and to provide comments is to follow the links and instructions on our VB/I-70 website at [www.epa/superfund/vbi-70](http://www.epa/superfund/vbi-70)

2. **CAG meetings/EPA quarterly meetings:** While the VB/I-70 CAG continues to meet monthly, EPA also committed to hosting quarterly meetings that would be advertised more broadly to update the community about activity at the site. These quarterly meetings will overlap with a CAG meeting every three months. Our first quarterly meeting was last November. The government shutdown has pushed the next one from this month to March 19. We will discuss VB/I-70 site activities, including the OU1 deletion. We will provide instruction on how to comment on the deletion at that March 19 meeting as well.
3. **Site documents:** All of the supporting documents for the proposed deletion are available on our website (address above) and at the official Regulations.gov website. As of last Friday, these documents are also available at the local information repository, the Valdez-Perry Library in Denver. The library also has a copy of the CAG Binder that we kept up for the CAG meetings during 2017 and 2018, as well as OU2 documents and the Administrative Record for the OU2 Removal action. I am also placing a disk with the Administrative Record for VB/I-70 in that repository today. The CAG members have had access to many of these documents directly through a One Drive site that Jesse shared with them. Regarding a specific document, the Feasibility Study, it is the case that the Feasibility Study Executive Summary is what is included in the supporting documents for the deletion. The full Feasibility Study is part of the Administrative Record for OU1, which will be available at the library today. The full Feasibility Study is also available on the One Drive site that Jesse shared quite some time ago with individual CAG members. For those of you who have asked, I will try to directly email you a copy of the full Feasibility Study, but it is large, so it's possible you won't be able to receive it that way.

Please feel free to contact me if you have any questions or would like more information,  
Thank you,  
-jc

*Jennifer Chergo*

Public Affairs Specialist  
U.S. Environmental Protection Agency  
1595 Wynkoop Street, Denver, CO 80202  
(303) 312-6601 desk / (303) 548-6998 cell

---

**From:** Aviles, Jesse  
**Sent:** Tuesday, February 19, 2019 9:11 AM  
**To:** denverbridget@gmail.com

**Ex. 6 Personal Privacy (PP)**

# Ex. 6 Personal Privacy (PP)

Subject: RE: Epa Denist folder

Hello Bridget:

The Feasibility Study is in the OneDrive folder.

Jesse

From: Bridget Walsh <[denverbridget@gmail.com](mailto:denverbridget@gmail.com)>

Sent: Tuesday, February 19, 2019 08:39

To: Aviles, Jesse <[Aviles.Jesse@epa.gov](mailto:Aviles.Jesse@epa.gov)>

# Ex. 6 Personal Privacy (PP)

Subject: Re: Epa Delist folder

The librarian at the Vasquez branch of the Denver Public Library reported that as far as they know, there were never any other documents in the VB/I-70 information folder.

This seems to agree with our observations on our visits to the Vasquez branch of the Denver Public Library, the EPA appointed depository for all documents pertaining to the VB/I-70.

If we are wrong, could you please specify the dates that you apparently had to repeatedly place the required documents for VB/I-70 in the files at the library ( you said that they were disappeared on several occasions?) and the documents that you had to replace? Do you have a list of all of the original documents that Jennifer placed in the file?

All the I could find on my last visit is mentioned in the video, below.

Since you report that you and Jennifer just visited the library and placed a disc with OU1 information there, shouldn't the date for the delisting be moved into the future to accommodate the time lapse in availability of documents ?

**I am still waiting to receive a link or copy of the Feasibility Study for OU1. I asked Jennifer several days ago.** Perhaps you could bring it with you tonight at the CAG meeting.

Thanks and welcome back to Denver.

On Tue, Feb 19, 2019 at 8:06 AM Aviles, Jesse <[Aviles.Jesse@epa.gov](mailto:Aviles.Jesse@epa.gov)> wrote:

Hello Kim:

Sometimes the information we place at the library disappears. Some of the documents that disappear are returned to the shelf. When we learn about this, we review and replace as necessary. We have discussed this at previous meetings. Jennifer's contact information is on the folders at the library. Jennifer and I visited the library on Friday and placed a disc with the deletion documents and paper copies of the Spanish and English notices of the partial deletion. The notices have my contact information. The computers at the library have drives to access the contents of the disc and internet connection.

Cordially,

Jesse

**From:** CAG Administrator <[vbi170cag@gmail.com](mailto:vbi170cag@gmail.com)>

**Sent:** Monday, February 18, 2019 18:56

**To:** Chergo, Jennifer <[Chergo.Jennifer@epa.gov](mailto:Chergo.Jennifer@epa.gov)>

# Ex. 6 Personal Privacy (PP)

**Subject:** Fwd: Epa Delist folder

Jennifer,

Please take a moment to check out the link included within Bridget's email below. After reviewing the two minute or less video, explain to me why the VB/I-70 Superfund Site folder at the Valdez Library in Elyria is devoid of information pertaining to OU1 and to its pending deletion.

Bridget, Joan, Christine, me and others have REPEATEDLY inquired about site information being kept within the local repository. Over and over and over again you've told us that the folder at the Valdez library was maintained with site documentation. On multiple occasions Joan and Bridget checked on that folder, each time finding only a couple of sheets of paper and this time some discs on OU2. As there are many homes within Elyria & Swansea that will be impacted by this delisting it's important that neighborhood residents have the opportunity to learn about the site and the delisting.

As the community relations contact for this site you've done a disservice to neighborhood residents by neglecting the required information repository. What will you do to ensure this folder is updated with the required OU1 documents, those included within the delisting application, by Friday of this week?

Regards,

Kim Morse

----- Forwarded message -----

**From:** Bridget Walsh <[denverbridget@gmail.com](mailto:denverbridget@gmail.com)>

**Date:** Wed, Feb 13, 2019 at 4:29 PM

Subject: Epa Delist folder

To: CAG Administrator <[vbi170cag@gmail.com](mailto:vbi170cag@gmail.com)>

[https://youtu.be/XFRC\\_jFd18o](https://youtu.be/XFRC_jFd18o)

## All just OU2

--

**Warmest regards,**

"Bridget" Eileen Walsh, Real Estate Broker

DenverWelcomeHome.com,LLC

[www.DenverWelcomeHome.com](http://www.DenverWelcomeHome.com)

[Bridget@DenverWelcomeHome.com](mailto:Bridget@DenverWelcomeHome.com)

720.440.3562 Direct

4909 East 23rd Avenue

Denver, Colorado 80207

CO Real Estate Lic: #EI100029927

CA Real Estate Lic: #00951411

NMLS: 282950

--

**Warmest regards,**

"Bridget" Eileen Walsh, Real Estate Broker

DenverWelcomeHome.com,LLC

[www.DenverWelcomeHome.com](http://www.DenverWelcomeHome.com)

[Bridget@DenverWelcomeHome.com](mailto:Bridget@DenverWelcomeHome.com)

Ex. 6 Personal Privacy (PP)

4909 East 23rd Avenue  
Denver, Colorado 80207  
CO Real Estate Lic: #EI100029927  
CA Real Estate Lic: #00951411  
NMLS: 282950